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dass mein Wohnsitz, meine Postanschrift, und meine Staatsangehörigkeit den im Nachstehenden nach meinem Namen aufgeführten Angaben entsprechen, dass ich, nach bestem Wissen der ursprüngliche, erste und alleinige Erfinder (falls nachstehend nur ein Name angegeben ist) oder ein ursprünglicher, erster und Miterfinder (falls nachstehend mehrere Namen aufgeführt sind) des Gegenstandes bin, für den dieser Antrag gestellt wird und für den ein Patent für die Erfindung mit dem Titel beantragt wird:

**Vorrichtung und Verfahren zum Clustern  
einer Mehrzahl an Teilnehmern in einem  
mobilen Netzwerk**

deren Beschreibung hier beigelegt ist, es sei denn (in diesem Falle Zutreffendes bitte ankreuzen), diese Erfindung

wurde angemeldet am 20.08.2004 unter der US-Anmeldenummer oder unter der Internationalen Anmeldenummer im Rahmen des PCT-Vertrags PCT/EP2004/051870 und am \_\_\_\_\_ abgeändert (falls zutreffend).

Ich bestätige hiermit, dass ich den Inhalt der obigen Patentanmeldung einschließlich der Ansprüche, die eventuell durch einen Zusatzantrag wie oben erwähnt abgeändert wurde, durchgesehen und verstanden habe.

Ich erkenne meine Pflicht zur Offenbarung jeglicher Informationen an, die zur Prüfung der Patentfähigkeit in Einklang mit Titel 37, Code of Federal Regulations, § 1.56 von Belang sind.

Ich beanspruche hiermit ausländische Prioritätsvorteile gemäß Titel 35, United States Code, § US-Code, § 119 (a)-(d), bzw. § 365(b) aller unten aufgeführten Auslandsanmeldungen für Patente oder Erfinderurkunden, oder § 365(a) aller PCT internationalen Anmeldungen, welche wenigstens ein Land ausser den Vereinigten Staaten von Amerika benennen, und habe nachstehend durch ankreuzen sämtliche Auslandsanmeldungen für Patente bzw. Erfinderurkunden oder PCT internationale Anmeldungen angegeben, deren Anmeldetag dem der Anmeldung, für welche Priorität beansprucht wird, vorangeht.

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

**DEVICE AND METHOD FOR  
CLUSTERING A PLURALITY OF  
USERS IN A MOBILE NETWORK**

the specification of which is attached hereto unless the following box is checked:

was filed on 20.08.2004  
as United States Application Number or PCT  
International Application Number  
PCT/EP2004/051870 and was amended on  
\_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

I hereby claim foreign priority under Title 35, 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed.

Prior foreign applications  
Priorität beansprucht

Priority Claimed

<u>10339035.9</u> (Number) (Nummer)	<u>DE</u> (Country) (Land)	<u>25.08.2003</u> (Day Month Year Filed) (Tag Monat Jahr eingereicht)	<input checked="" type="checkbox"/> Yes Ja	<input type="checkbox"/> No Nein
(Number) (Nummer)	(Country) (Land)	(Day Month Year Filed) (Tag Monat Jahr eingereicht)	<input type="checkbox"/> Yes Ja	<input type="checkbox"/> No Nein
(Number) (Nummer)	(Country) (Land)	(Day Month Year Filed) (Tag Monat Jahr eingereicht)	<input type="checkbox"/> Yes Ja	<input type="checkbox"/> No Nein
(Number) (Nummer)	(Country) (Land)	(Day Month Year Filed) (Tag Monat Jahr eingereicht)	<input type="checkbox"/> Yes Ja	<input type="checkbox"/> No Nein

Ich beanspruche hiermit die mir unter Title 35, US-Code, § 120 zustehenden Vorteile aller unten aufgeführten US-Patentanmeldungen bzw. § 365(c) aller PCT internationalen Anmeldungen, welche die Vereinigten Staaten von Amerika benennen, und erkenne, insofern der Gegenstand eines jeden früheren Anspruchs dieser Patentanmeldung nicht in einer US-Patentanmeldung, bzw. PCT internationalen Anmeldung in einer gemäß dem ersten Absatz von Title 35, US-Code, § 112 vorgeschriebenen Art und Weise offenbart wurde, meine Pflicht zur Offenbarung jeglicher Informationen an, die zur Prüfung der Patentfähigkeit in Einklang mit Title 37, Code of Federal Regulations, § 1.56 von Belang sind und die im Zeitraum zwischen dem Anmeldetag der früheren Patentanmeldung und dem nationalen oder im Rahmen des Vertrags über die Zusammenarbeit auf dem Gebiet des Patentwesens (PCT) gültigen internationalen Anmeldetags bekannt geworden sind.

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

PCT/EP2004/051870  
(Application Serial No.)  
(Anmeldeseriennummer)

20.08.2004  
(Filing Date D, M, Y)  
(Anmeldedatum T, M, J)

anhängig  
(Status)  
(patentiert, anhängig,  
aufgegeben)

pending  
(Status)  
(patented, pending,  
abandoned)

(Application Serial No.)  
(Anmeldeseriennummer)

(Filing Date D,M,Y)  
(Anmeldedatum T, M; J)

(Status)  
(patentiert, anhängig,  
aufgegeben)

(Status)  
(patented, pending,  
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Ich erkläre hiermit, daß alle in der vorliegenden Erklärung von mir gemachten Angaben nach bestem Wissen und Gewissen der Wahrheit entsprechen, und ferner daß ich diese eidesstattliche Erklärung in Kenntnis dessen ablege, daß wissentlich und vorsätzlich falsche Angaben oder dergleichen gemäß § 1001, Title 18 des US-Code strafbar sind und mit Geldstrafe und/oder Gefängnis bestraft werden können und daß derartige wissentlich und vorsätzlich falsche Angaben die Rechtswirksamkeit der vorliegenden Patentanmeldung oder eines aufgrund deren erteilten Patentes gefährden können.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

## German Language Declaration

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**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: (*list name and registration number*)

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**Telephone: (001) 202 434 1500 and Facsimile (001) 202 434 1501**  
**or**  
**Customer No. 21171**

Voller Name des einzigen oder ursprünglichen Erfinders:		Full name of sole or first inventor:	
<b>Dr. Michael Berger</b>		<b>Dr. Michael Berger</b>	
Unterschrift des Erfinders	Datum	Inventor's signature	Date
<i>Michael Berger</i>	20.1.2006	<i>Michael Berger</i>	20.1.2006
Wohnsitz	Residence		
Höhenkirchen, GERMANY	Höhenkirchen, GERMANY		
Staatsangehörigkeit	Citizenship		
DE	DE		
Postanschrift	Post Office Address		
Am Grenzweg 2	Am Grenzweg 2		
85635 Höhenkirchen GERMANY	85635 Höhenkirchen GERMANY		
Voller Name des zweiten Miterfinders (falls zutreffend):		Full name of second joint inventor, if any:	
<b>Christian Seitz</b>		<b>Christian Seitz</b>	
Unterschrift des Erfinders	Datum	Inventor's signature	Date
Wohnsitz	Residence		
München, GERMANY	München, GERMANY		
Staatsangehörigkeit	Citizenship		
DE	DE		
Postanschrift	Post Office Address		
Geitauer Straße 3	Geitauer Straße 3		
81379 München GERMANY	81379 München GERMANY		

(Bitte entsprechende Informationen und Unterschriften im Falle von dritten und weiteren Miterfindern angeben).

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**German Language Declaration.**

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**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: (list name and registration number)

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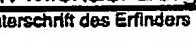
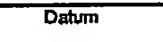
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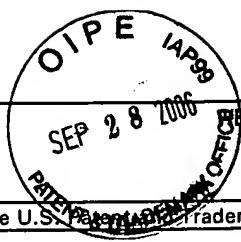
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Telephone: (001) 202 434 1500 and Facsimile (001) 202 434 1501  
or  
**Customer No. 21171**

Voller Name des einzigen oder ursprünglichen Erfinders: <b>Dr. Michael Berger</b>	Full name of sole or first inventor: <b>Dr. Michael Berger</b>
Unterschrift des Erfinders 	Datum Inventor's signature Date  23.01.06
Wohnsitz <b>Höhenkirchen, GERMANY</b>	Residence <b>Höhenkirchen, GERMANY</b>
Staatsangehörigkeit <b>DE</b>	Citizenship <b>DE</b>
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<b>85635 Höhenkirchen</b>	<b>85635 Höhenkirchen</b>
<b>GERMANY</b>	<b>GERMANY</b>
Voller Name des zweiten Miterfinders (falls zutreffend): <b>Christian Seitz</b>	Full name of second joint inventor, if any: <b>Christian Seitz</b>
Unterschrift des Erfinders 	Inventor's signature Date  23.01.06
Wohnsitz <b>München, GERMANY</b>	Residence <b>München, GERMANY</b>
Staatsangehörigkeit <b>DE</b>	Citizenship <b>DE</b>
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Execution Date(s): January 20, 2006 and January 23, 2006

4. Application number(s) or patent number(s):

This document is being filed together with a new application.

OR

This document is being filed after filing of the application:

(a) Patent Application No(s). , filed; or  
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5. Name and address of party to whom correspondence concerning document should be mailed:

STAAS & HALSEY LLP

Our Docket: 1454.1677

Attention: Mark J. Henry

1201 New York Ave., N.W., 7th Floor  
Washington, D.C. 20005

6. Total number of applications and patents involved: 1

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8. Deposit Account No.: 19-3935 (Any underpayment is authorized to be charged to this Deposit Account)

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Mark J. Henry, Reg. No. 36,162  
Name of Person Signing

Mark J. Henry  
Signature

Feb 27 2006  
Date

Total number of pages including cover sheet: 4

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# ASSIGNMENT

For good and valuable consideration, I/we, the undersigned

**Dr. Michael Berger**  
residing at:  
**Am Grenzweg 2**  
**85635 Höhenkirchen**  
**GERMANY**

**Christian Seitz**  
residing at:  
**Geitauer Straße 3**  
**81379 München**  
**GERMANY**

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hereby sell, assign, and transfer to

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(Title:) **DEVICE AND METHOD FOR CLUSTERING A PLURALITY OF USERS IN A MOBILE NETWORK**

disclosed in the PCT international application for Letters Patent designating the United States, said application being identified in our records as

Applicants File No. **2003P07514WOUS**  
and filed as PCT-application **PCT/EP2004/051870**

and in and to said application and all divisional, continuing substitute, renewal, reissue and all other applications for Letters Patent which have been or shall be filed in the United States on any of said improvements; and in and to all original and reissued patents which have been or shall be issued in the United States on said improvements;

hereby agree that said Assignee may apply for and receive Letters Patent for said improvements in its own name and that when requested without charge to but at the expense of said Assignee, its successors, assigns, and legal representatives, to carry out in good faith the intent and purpose of this agreement, the undersigned will execute all divisional, continuing substitute, renewal, reissue and all other patent applications on any and all said improvements; execute all rightful oaths, assignments, powers of attorney and other papers; communicate to said Assignee, its successors, assigns and legal representatives all facts known to the undersigned relating to said improvements and the history thereof; and generally do everything possible which said Assignee, its successors, assigns, or legal representatives shall consider desirable for aiding in securing and maintaining proper patent protection for said improvements and for vesting title to said improvements and all applications for patents and all patents on said improvements in said Assignee, its successors, assigns, and legal representatives; and  
hereby covenant with said Assignee, its successors, assigns and legal representatives that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed had been made to others by the undersigned, and that full right to convey the same as herein expressed is possessed by the undersigned.

Date: 20.1.2006

Michael Berger  
Dr. Michael Berger

Witnesses: Silvio Becker  
(type name) Silvio Becker

Witnesses: Dagmar Beyer  
(type name) Dagmar Beyer

Date: \_\_\_\_\_

Christian Seitz

Witnesses: \_\_\_\_\_  
(type name)

Witnesses: \_\_\_\_\_  
(type name)

Date: \_\_\_\_\_

\_\_\_\_\_

Witnesses: \_\_\_\_\_  
(type name)

Witnesses: \_\_\_\_\_  
(type name)

hereby agree that said Assignee may apply for and receive Letters Patent for said improvements in its own name and that when requested without charge to but at the expense of said Assignee, its successors, assigns, and legal representatives, to carry out in good faith the intent and purpose of this agreement, the undersigned will execute all divisional, continuing substitute, renewal, reissue and all other patent applications on any and all said improvements; execute all rightful oaths, assignments, powers of attorney and other papers; communicate to said Assignee, its successors, assigns and legal representatives all facts known to the undersigned relating to said improvements and the history thereof; and generally do everything possible which said Assignee, its successors, assigns, or legal representatives shall consider desirable for aiding in securing and maintaining proper patent protection for said improvements and for vesting title to said improvements and all applications for patents and all patents on said improvements in said Assignee, its successors, assigns, and legal representatives; and  
hereby covenant with said Assignee, its successors, assigns and legal representatives that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed had been made to others by the undersigned, and that full right to convey the same as herein expressed is possessed by the undersigned.

Date: \_\_\_\_\_

Dr. Michael Berger

Witnesses: \_\_\_\_\_  
(type name)

Witnesses: \_\_\_\_\_  
(type name)

Date: 23.01.06

  
Christian Seitz

Witnesses: Michael Parker  
(type name) MICHAEL PARKER

Witnesses: Silvia Becher  
(type name) Silvia Becher

Date: \_\_\_\_\_

\_\_\_\_\_

Witnesses: \_\_\_\_\_  
(type name)

Witnesses: \_\_\_\_\_  
(type name)